

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1343 be amended to read as follows:

- 1 Page 3, line 10, after "fruits" insert ",".
- 2 Page 3, between lines 26 and 27, begin a new paragraph and insert:
- 3 "SECTION 3. IC 20-10.1-2-1 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) A school year is
- 5 the period of time beginning after June 30 of each year and ending
- 6 before July 1 of the following year, except when a different period is
- 7 specified for a particular purpose.
- 8 (b) A student instructional day in grades 1 through 6 consists of a
- 9 minimum of five (5) hours of instructional time. A student instructional
- 10 day in grades 7 through 12 consists of a minimum of six (6) hours of
- 11 instructional time. For purposes of this section, instructional time is
- 12 time in which students are participating in an approved course,
- 13 curriculum, or educationally related activity under the direction of a
- 14 teacher, including a reasonable amount of passing time between classes.
- 15 However, instructional time does not include lunch or recess.
- 16 (c) ~~For the 1987-88 school year, each school corporation shall~~
- 17 ~~conduct at least one hundred seventy-five (175) student instructional~~
- 18 ~~days. For the 1988-89 school year and each school year after that,~~
- 19 **Except as provided in subsection (g),** each school corporation shall
- 20 conduct at least one hundred eighty (180) student instructional days. No
- 21 later than June 15 of each school year, the superintendent of each
- 22 school corporation shall certify to the department the number of student
- 23 instructional days conducted during that school year.
- 24 (d) If a school corporation fails to conduct the minimum number of
- 25 student instructional days during a school year as required under

subsection (c), the department shall reduce the August tuition support distribution to that school corporation by an amount determined as follows: (1) For the 1987-88 school year, the amount determined under STEP THREE of the following formula: STEP ONE: Divide the amount of the total tuition support allocated to the school corporation for the 1987-88 school year by one hundred seventy-five (175). STEP TWO: Subtract the number of student instructional days that the school corporation conducted from one hundred seventy-five (175). STEP THREE: Multiply the amount determined under STEP ONE by the amount determined under STEP TWO. (2) For the 1988-89 school year and each school year after that, the amount determined under STEP NINE of the following formula:

STEP ONE: Determine the remainder of:

- (A) the amount of the total tuition support allocated to the school corporation for the particular school year; minus
- (B) that part of the total tuition support allocated to the school corporation for that school year with respect to student instructional days one hundred seventy-six (176) through one hundred eighty (180).

STEP TWO: Subtract the number of student instructional days that the school corporation conducted from one hundred eighty (180).

STEP THREE: Determine the lesser of five (5) or the remainder determined under STEP TWO.

STEP FOUR: Divide the amount subtracted under STEP ONE(B) by five (5).

STEP FIVE: Multiply the quotient determined under STEP FOUR by the number determined under STEP THREE.

STEP SIX: Subtract the number determined under STEP THREE from the remainder determined under STEP TWO.

STEP SEVEN: Divide the remainder determined under STEP ONE by one hundred seventy-five (175).

STEP EIGHT: Multiply the quotient determined under STEP SEVEN by the remainder determined under STEP SIX.

STEP NINE: Add the product determined under STEP FIVE to the product determined under STEP EIGHT.

(e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instructional days if:

- (1) the school corporation applies to the department for a waiver of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and
- (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances.

(f) The department shall develop guidelines for school corporations to apply for a waiver under subsection (e).

1 (g) Each school corporation may include one (1) full day of
2 professional development during which students are not present
3 within the one hundred eighty (180) student instructional days
4 required under subsection (c).

5 (h) This subsection applies to a school corporation that conducts
6 student instructional days that exceed the amount of time set forth
7 as minimum instructional days under subsection (b). The
8 department may not authorize a school corporation to use time
9 accrued in excess of minimum instructional day requirements as
10 time for professional development activities during which students
11 are dismissed. A school corporation may not use time accrued in
12 excess of minimum instructional day requirements as time for
13 professional development activities during which students are
14 dismissed."

15 Renumber all SECTIONS consecutively.

(Reference is to HB 1343 as printed February 15, 2005.)

Representative Behning